

STATE OF MICHIGAN
DEPARTMENT OF ENERGY, LABOR & ECONOMIC GROWTH
OFFICE OF FINANCIAL AND INSURANCE REGULATION

Before the Commissioner of the Office of Financial and Insurance Regulation

In the Matter of:

James R. Hutton
System ID No. 25247
James C. Hutton
System ID No. 232372

Enforcement Case No. 11-11234

Respondents.

_____ /

Issued and entered
on 4/13, 2011
by Stephen R. Hilker
Chief Deputy Commissioner

CONSENT ORDER AND STIPULATION

I. FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. At all pertinent times involved herein, James R. Hutton and James C. Hutton (Respondents) were licensed insurance producers authorized to conduct business in the State of Michigan by the Office of Financial and Insurance Regulation (OFIR).
2. Respondents knew, or had reason to know that under Section 1211a of the Michigan Insurance Code, (Code), as amended, MCL 500.1211a, states, "an insurance producer doing business under any name other than the producer's legal name shall notify the commissioner prior to using the assumed name."
3. In July of 2008, and for an undetermined period of time prior, Respondents advertised their business on 1400 AM, WDTK, referring to their business as Hutton Financial.
4. OFIR has no record of a dba Registration for Insurance Licensees for Respondents (Form FIS 0201).
5. Based on the findings above, Respondents have committed acts that are grounds for the Commissioner to order payment of a civil fine, and/or licensing sanctions under Section 1244(1) of the Code, MCL 500.1244(1) for violating Section 1211(a) of the Code, MCL 500.1211(a).

James R. Hutton
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Consent Order and Stipulation

II. ORDER

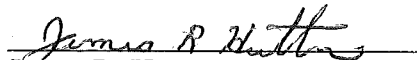
1. Respondents shall file with OFIR a Form FIS 0201, dba Registration for Insurance Licensees, to be submitted with this signed Consent Order and Stipulation.
2. Respondents shall pay to the State of Michigan, through OFIR, a civil fine in the amount of \$1,000 within 30 days of the date of the invoice generated by OFIR for said fine.

OFFICE OF FINANCIAL AND INSURANCE REGULATION

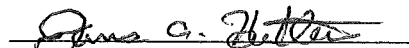

Stephen R. Hilker
Chief Deputy Commissioner

III. STIPULATION

Respondents have read and understand the Consent Order above. Respondents agree that the Chief Deputy Commissioner has jurisdiction and authority to issue this Consent Order pursuant to the Code and that both parties have complied with the all procedural requirements of the Administrative Procedures Act of 1969, 1969 PA 306, as amended, MCL 24,201 *et seq.* and the Code. Respondents waive the right to a hearing in this matter if this Consent Order is issued. Respondents understand that this stipulation and Consent Order will be presented to the Chief Deputy Commissioner for approval and the Chief Deputy Commissioner may or may not issue this Consent Order. Respondents waive all objections to the Commissioner deciding this case following a hearing in the event the Consent Order is not approved. Respondents admit the facts set forth in the above Consent Order and agree to the entry of this order.

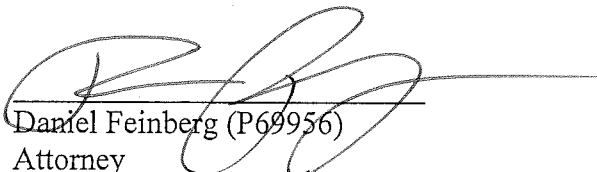

James R. Hutton
System ID No. 25247

4-1-11
Date


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Date

OFIR staff approves this stipulation and recommends that the Chief Deputy Commissioner issue the above Consent Order.


Daniel Feinberg (P69956)
Attorney

4/12/11
Date